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PEDERAL CONSTUNICATIONS COMMISSION OFFICE OF THE RECHETARY

December 21, 1998

Magalie Roman Salas, Esquire Secretary Federal Communications Commission Room 222 445 12th Street, S.W. Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Joliet, Montana.

Sincerely,

Victor A. Michael Jr.

President

Mountain West Broadcasting

6807 Foxglove Drive

Cheyenne, Wyoming 82009

307-778-9318

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HEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE RECRETARY

ORIGINAL

# Before the FEDERAL COMMUNICATIONS COMMISSION Washington, DC 20554

In the matter of:	)		
Amendment of Section 73.202 (b)	)	DM	
Table of Allotments	)	RM	
FM Broadcast Stations	)		
(Joliet, Montana)	)		

# PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 259C3 (99.7 Mhz) to Joliet, Montana as its first local FM allotment.

#### INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 259C3 (99.7 Mhz) to Joliet and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 259C3 to Joliet will have.

#### DISCUSSION

2. Joliet is located in South central Montana. It is also located within Carbon County, a county of some 8080 persons. Joliet has a population of 522 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 259C3 to Joliet will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Joliet is located at Laurel, Montana. Laurel is located 26 kilometers from Joliet.

It is obvious that from the above spacing that Joliet is presently without local FM service.

- 4. Joliet would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 26 Kilometers of Joliet. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Joliet area of emergency conditions caused by severe weather or other health hazards.
- 5. Channel 259C3 can be allotted to Joliet and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	Proposed	
Joliet, Montana	******	259C3	

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 259C3 and the pertinent adjacent channels to 259C3 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 45 - 29' - 06", W. 108 - 58' - 24") are that of a site located within the community of Joliet. No site restriction will be required to allot channel 259C3 to Joliet. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Joliet. These sites would also provide full minimum spacing requirements to other allotments.

## CONCLUSION

- 7. It has been shown that Joliet would benefit from the allotment of channel 259C3. It has also been shown that channel 259C3 can be allotted to Joliet and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 259C3 for Joliet, Montana, 73.202.
- 8. Should channel 259C3 be allotted to Joliet I certify that I will file an application for a Construction Permit to operate an FM station for Joliet, Montana.

### **CERTIFICATION**

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated:

December 20, 1998

Respectfully submitted,

Victor A. Michael

**President** 

Mountain West Broadcasting

6807 Foxglove Drive Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 259C3 (99.7 MHz), at N. 45 29 6, W. 108 58 24.

Searching Channel 259C3 (99.7	MHz):						
CALL CITY	ST CH	CL	S	DIST	SEPN	BRNG	CLEARANCE
K205CL Shepherd	MT 205	5 D	L	61.0	0.0	54.0°	61.0
K206BA Red Lodge	MT 206	D	L	46.7	0.0	210.1°	46.7
ALC Red Lodge	MT 257	' A	U	42.9	42.0	220.9°	0.9
KMXE Red Lodge	MT 257	' A	L	43.4	42.0	221.8°	1.4
K259AN Billings	MT 259	D	L	50.8	0.0	53.1°	50.8
ALC Bozeman	MT 260	C1	U J	162.6	144.0	277.7°	18.6
KZLOFM Bozeman	MT 260	C1	L 3	158.5	144.0	278.4°	14.5
ALC Greybull	WY 262	C C	U I	111.8	96.0	132.1°	15.8
KZMQFM Greybull	WY 262	C	L 1	111.8	96.0	132.1°	15.8
KZMQFM Greybull	WY 262	C C	L 1	111.8	96.0	132.1°	15.8

FIGURE 1
CHANNEL SPACING STUDY
JOLIET, MONTANA
MOUNTAIN WEST BROADCASTING

